

DEP & REF  
Room 307

PATENT  
DIVISION



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

2005 JAN -7 10:11:26

In re Patent Application of

KATO

Atty. Ref.: 914-108

Serial No. 09/496,038

TC/A.U.: 2681

Filed: February 1, 2000

Examiner: Davis, T.

For: SATELLITE BROADCASTING RECEIVER RECEIVING  
SIGNAL RADIO WAVES FROM TWO BROADCASTING  
SATELLITES

\* \* \* \* \*

January 5, 2005

Mail Stop 16  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**REQUEST FOR REFUND**

A refund is respectfully requested for the overpayment made when a supplemental reply was filed. Therefore it is requested that the overpayment of \$320.00 be refunded to applicant's undersigned attorney by crediting \$320.00 to our account no. 14-1140 under Order No. 914-108.

In response to the Office Action dated May 10, 2004, Applicant filed a complete first reply dated September 8, 2004. The complete first reply was timely filed with a one month time extension fee (\$110.00). Applicant then filed a supplemental reply on October 14, 2004. The supplemental reply included a two month time extension fee of \$320.00 (\$430.00 for a two month time extension fee minus \$110.00 for a one month time extension fee already paid).

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#913328 v1 - 914-108 Refund Req.

KATO

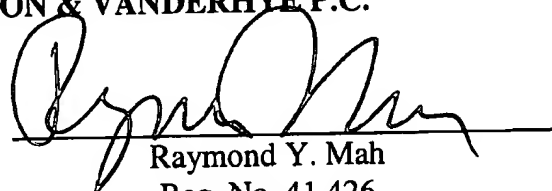
Serial No. 09/496,038

As stated in MPEP 710.02(e), an extension of time under 37 CFR 1.136 is not necessary when submitting a supplemental reply to an Office Action if a complete first reply was timely filed in reply to the Office Action. Accordingly, the submission of the \$320.00 fee for the two month time extension with the October 14, 2004 supplemental reply was an erroneous overpayment. That is, the additional time extension fee of \$320.00 submitted with the October 14, 2004 supplemental reply was erroneously submitted. It is therefore respectfully requested that the overpayment of \$320.00 be refunded to applicant's undersigned attorney by crediting \$320.00 to our account no. 14-1140 under Order No. 914-108.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By:

  
Raymond Y. Mah  
Reg. No. 41,426

RYM:sl

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Arlington, VA 22201-4714  
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In re Patent Application of

Atty Dkt. 914-108  
C# M#

KATO

Serial No. 09/496,038

TC/A.U.

2681

Filed: February 1, 2000

Date: October 14, 2004

Title: SATELLITE BROADCASTING RECEIVER RECEIVING SIGNAL RADIO WAVES  
FROM TWO BROADCASTING SATELLITES

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE/AMENDMENT/LETTER**

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

☐ **Correspondence Address Indication Form Attached.**

**Fees are attached as calculated below:**

Total effective claims after amendment 29 minus highest number  
previously paid for 29 (at least 20) = 0 x \$ 18.00 \$ 0.00

Independent claims after amendment 9 minus highest number  
previously paid for 9 (at least 3) = 0 x \$ 88.00 \$ 0.00

If proper multiple dependent claims now added for first time, add \$300.00 (ignore improper) \$ 0.00

Petition is hereby made to extend the current due date so as to cover the filing date of this  
paper and attachment(s) (\$110.00/1 month; \$430.00/2 months; \$980.00/3 months) \$ 430.00

Terminal disclaimer enclosed, add \$ 110.00 \$ 0.00

☐ First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$790.00) \$ 0.00

☐ Please enter the previously unentered, filed

☐ Submission attached

**Subtotal \$ 430.00**

If "small entity," then enter half (1/2) of subtotal and subtract -\$ 0.00

☐ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee (\$180.00) \$ 0.00

Assignment Recording Fee (\$40.00) \$ 0.00

Less 1 month extension previously paid on September 8, 2004 -\$ 110.00

**TOTAL FEE ENCLOSED \$ 320.00**

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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NIXON & VANDERHYE P.C.  
By Atty: Raymond Y. Mah, Reg. No. 41,426

Signature: 

/15/2004 CNGUYEN 00000012 09496038

FC:1252

Adjustment date: 02/18/2005 320.00 CR  
10/15/2004 CNGUYEN 00000012 09496038 -320.00 OP  
01 FC:1252

Repln. Ref: 02/18/2005 SDIRETA1 0013473200  
DAH:141140 Name/Number:09496038  
FC: 9204 \$320.00 CR

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